## To Obviate A Double Docket No. Terminal Disclai Patenting Rejection Over A Prior Patent 97-1681-P pplication Filing Date Examiner Group Art Uni Serial No 1754 09/652,513 August 31, 2000 Hendrickson NANOSTRUCTURED CARBIDE CERMET POWDERS BY HIGH ENERGY BALL MILLING Invention: **ORIGINALLY FILED** Owner of Record: The University of Connecticut TO THE ASSISTANT COMMISSIONER FOR PATENTS: The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal

disclaimer, of prior Patent No. 6,214,309 . The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed und r 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the xpiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful fals statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney of record. June 28, 2002 Dated: Signature

> Leah M. Reimer Typed or Printed Name

Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.

PTO suggested wording for terminal disclaimer was unchanged. Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.

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	al Disclaimer To Obviate A ing Rejection Over A Prior		Docket No. 97-1681-P
In R_ Application Of S	naw, et al.		
Serial No.	Filing Date	Examiner	Group Art Unit
09/652,513	August 31, 2000	Hendrickson	1754
Invention: NANOS FRU	CTURED CARBIDE CERMET	POWDERS BY HIGH ENER	GY BALL MILLING
Owner of Record: The I	Iniversity of Connecticut		·
	TO THE ASSISTANT COM	MISSIONER FOR PATENTS	<u>\$:</u>
provided below, the termina the expiration date of the fidisclaimer, of prior Patent N is enforceable only for and patent granted on the instantion making the aborapplication that would exten patent, as presently shorten held unenforceable, is found under 37 C.F.R. 1.321, has the expiration of its full atatus.	I part of the statutory term of any pull statutory term defined in 35 U.  o. 6,214,309. The owner here I during such period that it and the t application and is binding upon th  we disclaimer, the owner does not d to the expiration date of the full s and the disclaimer, in the invalid by a court of competent it all claims cancelled by a reexaminatory term as presently shortened by  or 2 below, if appropriate.	atent granted on the instant app. S.C. 154 to 156 and 173, as per prior patent are commonly owe grantee, its successors and/or of disclaim the terminal part of tatutory term as defined in 35 U. the event that it later expires for unisdiction, is statutorily disclaim nation certificate, is reissued, or any terminal disclaimer.	any patent granted on the instant .S.C. 154 to 156 and 173 of the prior failure to pay a maintenance fee, is sed in whole or terminally disclaimed is in any manner terminated prior to
undersigned is empowered to I hereby declare to Information and belief are to statements and the like so	to act on behalf of the organization.  That all statements made herein of the behalf to be true; and further that	of my own knowledge are true t these statements were made apprisonment, or both, under Se	e and that all statements made on with the knowledge that willful false ection 1001 of Title 18 of the United or any patent issued thereon.
2. The undersigned is	an attorney of record.	5.4.4	III TIGIAL
la-b	PC	Dated: June 28, 2002	FAX RECEIVED
	Signature M. Reimer		JAN 1 7 2003
T vped	r Printed Name	and .	GROUP 1700
PTO suggested wo	r fee under 37 C,F.R, 1.20(d) includ rding for terminal disclaimer was ur 37 C.F.R. 3.73(b) is required if term	ichanged.	

CERTIFICATE OF pplicant(s): SHAV/F	TRANSMISSION BY FACS	IMILE (37 CFR 1.8)	Docket No. 97-1681-P
Serial No. 09/652,513	Filing Date August 31, 2000	Examiner Hendrickson	Group Art Unit
vention: NOSTRUCTUREI>C	ARBIDE CERMET POWDERS BY	Y HIGH ENERGY BALL MILLI	NG
hereby certify that his		after Final ( 4 pages); Terminal l	Disclaimer (1 page)
		(Identify type of correspondence)	
hereby certify that "his s being facsimile transi n January I	mitted to the United States Patent	(Identify type of correspondence)	

Note: Each paper must have its own certificate of mailing.

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